

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

**Michihiro OHNISHI, et al.**

Application No.: **10/574,214**

Filed: **March 31, 2006**

For: **METHOD FOR PRODUCING BIOASSAY PLATE BY  
STACKING TWO SUBSTRATES TOGETHER AND  
BIOASSAY PLATE**

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) Confirmation No.: **7919**  
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**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Sir:

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08. Copies of the listed non-U.S. patent documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were it was considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

1. "Micromachines and Materials Engineering" Chapter 5 "Cell and DNA Manipulation" - The relevance of this document is discussed at page 10 of the specification of the present application.


This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that either or both of the listed documents are material or constitute "prior art." If the Examiner applies either of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or both of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: April 17, 2007

By:   
David W. Hill  
Reg. No. 28,220

Enclosures  
DWH/FPD/tlm

IDS Form PTO/SB/08: Substitute for form 1449A/PTO			<b>Complete if Known</b>		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>			<i>Application Number</i>	10/574,214	
			<i>Filing Date</i>	March 31, 2006	
			<i>First Named Inventor</i>	Michihiro OHNISHI	
			<i>Art Unit</i>	Not Yet Assigned	
			<i>Examiner Name</i>	Not Yet Assigned	
Sheet	1	of	1	<i>Attorney Docket Number</i>	09812.0125

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
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**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

FOREIGN PATENT DOCUMENTS						
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		Teru Hayashi, Editorial Supervisor: "Micromachines and Materials Engineering", pp. 37-46, Chapter 5 "Cell and DNA Manipulation" (CMC Publishing Co.)	No
		M. WASHIZU, et al., "Electrostatic Manipulation of DNA in Microfabricated Structures", IEEE Transactions on Industry Applications, Vol. 26, No. 6, pp. 1165-1172 (1990).	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.